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JC698 U.S. PTO

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JC872 U.S. PTO  
10/04/3151

Patent  
Attorney's Docket No. 008788-038

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**REQUEST FOR FILING CONTINUATION/DIVISIONAL  
APPLICATION UNDER 37 C.F.R. § 1.53(b)**

**Box PATENT APPLICATION**  
Assistant Commissioner for Patents  
Washington, D.C. 20231

a / Vanel. amdt. A  
E. Willis  
3-8-02

Sir:

This is a request for filing a [ ] continuation [X] divisional application under 37 C.F.R. § 1.53(b) of pending Application No. 09/412,636 filed on October 5, 1999, for MACHINE FOR DIAGNOSTIC AND/OR THERAPEUTIC TREATMENT, PARTICULARLY A NUCLEAR MAGNETIC RESONANCE IMAGING MACHINE, by the following named inventor(s):

(a) Full Name Alessandro CARROZZI  
(b) Full Name Fabio REZZONICO  
(c) Full Name Orfeo CONTRADE  
(d) Full Name Gianni SARASSO  
(e) Full Name Alessio FACHINATO

[ ] Applicant(s) hereby requests that the above-captioned application **NOT BE PUBLISHED** under 35 U.S.C. § 122(b) and 37 C.F.R. § 1.211. The undersigned hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

[X] The entire disclosure of the prior application from which a copy of the oath or declaration is supplied herewith is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

[ ] This application is being filed by less than all the inventors named in the prior application. In accordance with 37 C.F.R. 1.63(d)(2), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors of the invention being claimed in this application.

(a) Full Name \_\_\_\_\_  
(b) Full Name \_\_\_\_\_  
(c) Full Name \_\_\_\_\_

[ ] This application is being filed by more than all the inventors named in the prior application. In accordance with 37 C.F.R. 1.63(d)(5), a new oath or declaration is enclosed, and the Commissioner is requested to add the name(s) of the following person or persons who are inventors of the invention being claimed in this application.

(a) Full Name \_\_\_\_\_



21839

(12/01)

Request for Filing Continuation/Divisional Application  
of Application No. 09/412,636  
Attorney's Docket No. 008788-038  
Page 2

(b) Full Name \_\_\_\_\_  
(c) Full Name \_\_\_\_\_

[ ] Applicant(s) suggests Figure \_ for inclusion on the front page of the patent application publication and/or patent.

1. [X] Enclosed is a copy of the prior Application No. 09/412,636 as originally filed on October 5, 1999, including copies of the specification, claims, drawings and the executed oath or declaration as filed.
2. [ ] Enclosed is a revised prior application and a copy of the prior executed oath or declaration as filed. No new matter has been added to the revised application.
3. [ ] Small entity status is hereby claimed.
4. [X] The filing fee is calculated below [ ] and in accordance with the enclosed preliminary amendment:

CLAIMS					
	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEE
Basic Application Fee					\$740.00 (101)
Total Claims	11	MINUS 20 =	0	× \$18.00 (103) =	
Independent Claims	1	MINUS 3 =	0	× \$84.00 (102) =	
If multiple dependent claims are presented, add \$280.00 (104)					
Total Application Fee					\$740.00
If small entity status is claimed, subtract 50% of Total Application Fee					
Add Assignment Recording Fee of \$_ if Assignment document is enclosed					
<b>TOTAL APPLICATION FEE DUE</b>					<b>\$740.00</b>

5. [ ] Charge \$ \_\_\_\_\_ to Deposit Account No. 02-4800 for the fee due.
6. [X] A check in the amount of \$ 740.00 is enclosed for the fee due.
7. [X] The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.
8. [X] Cancel in this application original claims 1-38 of the prior application before calculating the filing fee.
9. [X] New drawings are enclosed.

Request for Filing Continuation/Divisional Application  
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Attorney's Docket No. 008788-038  
Page 3

10. [X] Priority of Application No. SV98A000052 filed on 05 October 1998 in Italy (country) is claimed under 35 U.S.C. § 119.

[ ] The certified copy of the priority application

[ ] is enclosed.

[X] was filed on February 1, 2000 in prior Application No. 09/412,636, filed on October 5, 1999, and acknowledged by the Examiner on March 7, 2001 in Paper No. 8.

[ ] has not yet been filed.

11. [X] Please amend the specification by inserting before the first line the sentence:

A1D  
[X] --This application is a [ ] continuation [X] divisional of Application No. 09/412,636, filed on October 5, 1999.--.

12. [X] A preliminary amendment is enclosed.

13. [X] An Information Disclosure Statement is enclosed.

14. [ ] A General Authorization for Payment of Fees and Petitions for Extensions of Time is enclosed.

15. [ ] Also enclosed \_.

16. [X] The power of attorney in the prior application is to \_.

- [X] The power appears in the original papers in the prior application.
- [ ] Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- [ ] Recognize as Associate Attorney \_.
- [ ] Address all future communications to: (May only be completed by applicant, or attorney or agent of record.)

William C. Rowland  
BURNS, DOANE, SWECKER & MATHIS, L.L.P.  
P.O. Box 1404  
Alexandria, Virginia 22313-1404

Date: January 14, 2002

By: William C. Rowland  
William C. Rowland  
Registration No. 30,888

ADDRESS OF SIGNATOR:

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[ ] inventor(s)  
[ ] assignee of complete interest  
[X] attorney or agent of record  
[ ] filed under 37 C.F.R. § 1.34(a)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of )  
Alessandro CARROZZI ) Group Art Unit: Unassigned  
Application No.: Unassigned ) Examiner: Unassigned  
Filed: January 14, 2002 )  
For: MACHINE FOR DIAGNOSTIC )  
AND/OR THERAPEUTIC )  
TREATMENT, PARTICULARLY A )  
NUCLEAR MAGNETIC )  
RESONANCE IMAGING MACHINE )

**PRELIMINARY AMENDMENT**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Prior to examination of the above-captioned patent application, please enter the following amendment.

**IN THE ABSTRACT:**

See the attached Abstract submitted herewith.

**IN THE CLAIMS:**

Please add new claims 39-49 as follows:

B2  
--39. A Nuclear Magnetic Resonance Imaging machine comprising at least two plane surfaces delimiting a cavity for receiving a part of a patient, a magnet having at least one rigid shielding member movable to a position at least partially closing an open side of the cavity, the shielding member comprising electrically conductive material.